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**NEWS RELEASE**

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**UMER HAYAT ENTERS PLEA TO MAKING FALSE STATEMENT**

SACRAMENTO--United States Attorney McGregor W. Scott and FBI Special Agent in Charge Drew Parenti announced today that UMER HAYAT, age 48, of Lodi, California entered a guilty plea for making a false statement to the FBI and U.S. Customs and Border Protection.

This case is the product of an extensive joint investigation by the FBI as well as the Sacramento Joint Terrorism Task Force (which is comprised of federal, state, and local law enforcement).

According to Assistant United States Attorneys S. Robert Tice-Raskin and Laura L. Ferris, who prosecuted the case, UMER HAYAT admitted that he lied to the FBI and U.S. Customs and Border Protection (CBP) in April, 2003 when he falsely told officials that he and his family were only carrying \$10,000 on their persons, when, in fact, they were carrying in excess of \$28,000.

On April 19, 2003, UMER HAYAT and his family, including his son HAMID HAYAT, were traveling from California to Pakistan with an intermediate stop and change of flight at Washington-Dulles International Airport. (It was on this trip to Pakistan that HAMID HAYAT attended the jihadi training camp, for which he was convicted by a federal jury on April 25, 2006 for providing "material support to terrorists.") The Hayat family was detained by CBP and the FBI when they entered a jetway at the Washington-Dulles Airport to board a United Airlines flight. When a CBP inspector asked defendant if he had anything to declare, UMER HAYAT replied that he did not. (By law, any person transporting or attempting to transport currency or other monetary instruments in an aggregate amount exceeding \$10,000 at one time from the United States to any foreign place must file a report with U.S. Customs). The inspector again asked defendant if he had any cash with him to declare and reminded him that individuals who carry more than \$10,000 out of the United States had to declare such funds. Defendant then stated that he had \$10,000 and produced two plain white envelopes from his waistband, each containing \$5,000.

The inspector then asked if there was any more money and whether the money was for himself or the entire family. Defendant stated that there was not any more money and that it was for the whole family. The inspector then asked yet again if there was any more money and the defendant replied in the negative. The family then was advised that they and their bags would be

searched for money. When HAMID HAYAT was approached by inspectors, he removed two plain white envelopes from his pockets, each containing \$5,000. When UMER HAYAT's wife, Oma Salma Hayat, was approached, she indicated that she had money and subsequently produced a plain white envelope later determined to contain \$8,053. In total, contrary to the statement made by defendant, the family was carrying an aggregate sum of \$28,053.

Defendant was thereafter questioned on the jetway regarding the money carried by himself and his family and he made a series of different statements regarding the source of the money. Defendant first stated that he was self-employed as an ice cream salesman and that the money seized from him was from his business. Defendant advised that his wife worked and that the money she held was her own. Later during the same conversation, defendant indicated that much of the money represented wedding gifts from his friends for the upcoming marriages of his daughter Najia and son HAMID. When later questioned at the Customs office regarding the money, defendant stated that he took a \$9,900 cash advance on one of his Bank of America credit cards before the flight. A short time later, defendant stated that a large portion of the money was from friends of his in the United States that was intended to be given to families of these friends in Pakistan.

Under the terms of the plea agreement, the Government has agreed to recommend that defendant receive a time-served sentence and a term of three years supervised release. As part of his plea, UMER HAYAT waived venue to have the Washington-Dulles false statement offense resolved in Sacramento. At present, defendant has already been subject to 330 days of pretrial detention in jail and 30 days of home confinement.

The Government has also agreed to dismiss all previous charges filed against UMER HAYAT in this case. On April 25, 2006, a federal jury trial against the defendant for two counts of making false statements in connection with his son's attendance at a jihadi training camp resulted in a mistrial, with jurors deadlocked 7-5 guilty on Count One and 6-6 on Count Two.

United States Attorney Scott stated, "It was the measured judgment of this office to not retry Umer Hayat for the previously alleged charges and instead enter into today's plea agreement. In so doing, Umer Hayat stands convicted as a felon who provided false statements to federal agents. At the end of the day, with the convictions of Hamid Hayat and Umer Hayat, as well as the deportations of Mohammad Adil Khan and Shabbir Ahmed, our region is much safer today than it was one year ago. After 9/11, the U.S. Justice Department's top priority is to detect, disrupt, and deter future acts of terrorism- this mission was accomplished by the collective effort in these cases."

The maximum penalty for all charges against defendant UMER HAYAT is 5 years of imprisonment. Sentencing is scheduled for August 18, 2006 before United States Judge Garland E. Burrell, Jr.

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